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**Comments:**

Attorney Docket: 562492002600

Group Art Unit 2687

Examiner: H. Phan

Application No.: 09/432,824

Filed: November 2, 1999

Title: CELLULAR WIRELESS INTERNET ACCESS SYSTEM USING SPREAD SPECTRUM AND INTERNET PROTOCOL

**Papers Enclosed:**

1. Petition under 37 CFR 1.28(c), in duplicate, 2 pages

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VICKI HENRY AT 415/268-6023 AS SOON AS POSSIBLE.**

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Dated: January 5, 2006 Signature: Vickie Henry  
(Vickie Henry)

Docket No.: 562492002600  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
Roger P. QUAYLE et al.

Application No.: 09/432,824

Art Unit: 2682

Examiner: Y. Pan

Filed: November 2, 1999

For: **CELLULAR WIRELESS INTERNET ACCESS  
SYSTEM USING SPREAD SPECTRUM AND  
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**PETITION UNDER 37 C.F.R. 1.28(c)**

MS Petition  
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Dear Sir:

Applicant inadvertently paid the issue fee for this application as a small entity when, at the time the issue fee was due, Applicant was not entitled to claim small entity status. Therefore, Applicant hereby notifies the Patent and Trademark Office that Applicant has subsequently learned it was not entitled to status as a small entity. Applicant hereby authorizes the Commissioner to charge the deficiency of the issue fee payment in the amount of \$685.00 to Deposit Account No.03-1952 referencing 562492002600 and also authorizes the Commissioner to charge any deficiencies or credit any overpayments and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing 562492002600.

Dated: January 5, 2006

Respectfully submitted,

By Bryan H. Wyman  
Bryan H. Wyman  
Registration No.: 48,049  
MORRISON & FOERSTER LLP  
425 Market Street  
San Francisco, California 94105-2482  
(650) 813-5779

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Dated: January 5, 2006 Signature: Vicki Henry  
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Docket No.: 562492002600  
(PATENT)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of:  
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Application No.: 09/432,824

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Commissioner for Patents  
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